



IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: R. F. Tonkel  
SERIAL NO: 10/720,317  
FILED: November 24, 2003  
FOR: Shoe or Sandal Having  
Rotatable and Reversible Vamp, or  
Loop Strap

GAU: 3728  
EXAMINER: M. Patterson  
St. Louis, Missouri  
Date: April 20, 2005  
DN: 7399

I hereby certify that this correspondence is being deposited with the  
U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

Attorney

Date of Signature

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

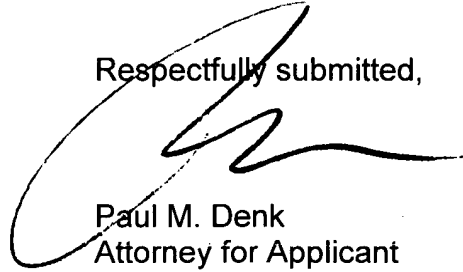
This is in response to the request for restriction dated April 8, 2005.

Initially, Applicant elects to prosecute the embodiments of the invention where the vamp or band portion inserts through a slot formed in the sole of a shoe, as can be seen in FIGS. 1-1B.

On the other hand, the Applicant traverses this restriction requirement, because the same type of embodiment is shown in FIGS. 2A and 2B, the same band or vamp, albeit not necessarily continuous, extends down through the sole of the shoe. The same is also shown in FIGS. 3A and 3B. Hence, the election made herein is done with traverse, because the principle of the invention, as shown in many of the figures, and as set forth in the elected species, simply

shows a type of structure that does insert through the sole, and which can be shifted, or rotated, in order to vary the design, coloration, or indicia for the shoe vamp or strap.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'P. Denk', with a large, sweeping loop at the beginning and a horizontal line extending to the right.

Paul M. Denk  
Attorney for Applicant  
Pat. Off. Reg. No. 22,598  
763 South New Ballas Road  
St. Louis, MO 63141  
(314)872-8136

PMD/tw  
Enclosure